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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/787,485	02/26/2004	Simon Chang	N1085-00199 [TSMC2003-04]	7010
54657	7590	12/21/2006	EXAMINER	
DUANE MORRIS LLP IP DEPARTMENT (TSMC) 30 SOUTH 17TH STREET PHILADELPHIA, PA 19103-4196			ADAMS, GREGORY W	
			ART UNIT	PAPER NUMBER
			3652	
MAIL DATE		DELIVERY MODE		
12/21/2006		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT PAPER

20061031

DATE MAILED:

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Commissioner for Patents

***Notice of Non-responsive Amendment***

The reply filed on October 18, 2006 is not fully responsive to the prior Office Action because: Applicant has not properly amended the correct claims of record. Initially, an amendment that is non-compliant is not entered. The June 16, 2006 and August 16, 2006 amendments were not entered as noted by the respective notice of non-compliant amendment. Therefore, it is improper to amend claims that were not entered. The claims of record are the February 17, 2006 filed claims because they are the last entered. These are the only claims that can be amended. Pursuant to MPEP 714.03 an amendment must include markings showing the changes relative to the last entered amendment. Applicant has set claim status to "Currently Amended" yet the text of the claims includes no changes. For example, claim 1, lines 7-9, claim 10, lines 8-12 and claim 15, lines 6-9 include changes that do not appear in the Feb. 17, 2006 claims. And because these changes are not set out per MPEP guidelines the October 18, 2006 amendment is non-compliant. This is the second amendment in which the changes were not properly set out. Applicant should modify the Feb. 17, 2006 claims when submitting amendments using at least brackets and/or underlines to set out additions or deletions. (See MPEP 714.03 or additional notational means.)

Since the period for reply set forth in the prior Office action has expired, this application will become abandoned unless applicant corrects the deficiency and obtains an extension of time under 37 CFR 1.136(a).

The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of

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extension and the corresponding amount of the fee. In no case may an applicant reply outside the SIX (6) MONTH statutory period or obtain an extension for more than FIVE (5) MONTHS beyond the date for reply set forth in an Office action. A fully responsive reply must be timely filed to avoid abandonment of this application.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gregory W. Adams whose telephone number is (571) 272-8101. The examiner can normally be reached on M-Th., 8:00-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Eileen Lillis can be reached on (571) 272-6928. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

GWA

  
EILEEN D. LILLIS  
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TECHNOLOGY CENTER 3600